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THE HONORABLE TIMOTHY W DORE
Chapter 13

8 **UNITED STATES BANKRUPTCY COURT**
9 **WESTERN DISTRICT OF WASHINGTON AT SEATTLE**

10 In re:) Case No. 11-20512-TWD
11)
12 JULIAN FLORES,) DEBTOR'S REPLY TO THE TRUSTEE'S
13) OBJECTION TO CONFIRMATION AND
14 Debtor) MOTION TO DISMISS
15)
16)
17)

18 Debtor, by and through his attorney Clayton Cook-Mowery, hereby responds to the
19 Chapter 13 Trustee's Objection to Confirmation and Motion to Dismiss. In so doing, Debtor
20 states the following:
21

- 22 1. Debtor filed for Chapter 13 bankruptcy protection on September 1, 2011.
- 23 2. On October 21, 2011, the Trustee objected to Debtor's original plan on the grounds that
24 the plan did not provide for all secured claims that must be paid.
- 25 3. The Trustee also objected on the basis that the Debtor was attempting to retain two over-
26 encumbered properties, even though one was to be used as a residence and the other
27 provides rental income equal to the first mortgage.
- 28 4. On October 24, 2011, Debtor filed an Amended Plan which provided for all secured
claims.
5. There would be no benefit to creditors if Debtor is made to surrender the rental property,
where his family members live. The first mortgage is paid with the rent that they provide,
and the second lien is to be stripped in the bankruptcy. Debtor's schedules do not include

Debtor's Reply to Objection
To Confirmation - 1 of 2

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1 expenses for upkeep of the rental property that could be avoided if he no longer owned the
2 property.

3
4 WHEREFORE Debtor prays that the Trustee's Objection to Confirmation and Motion to
5 Dismiss are Denied.

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7 Dated this 30th day of November, 2011.

8 /s/ Clayton Cook-Mowery

9 Clayton Cook-Mowery, WSBA #41110

10 Attorney for Debtor
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